

A Always bought fertilizer the fall of the year.

Q Your father was dead then, was he not?

A In this last fall. He died the 5th of September, 1941.

Q Then he couldn't have bought any fertilizer, could he?

A No, sir.

Q What else was different?

A In the spring we buy fertilizer for our corn.

Q When did you buy that?

A We buy that about the middle of April right before corn planting.

Q Your father didn't pay anything toward the fertilizer in 1941? A. No.

Q Because you expected the farm to be transferred any day, is that right? A. That's right.

Q What else was different between your brother as a tenant in that five-month period from April to September?

A Well, the insurance was due in June and my brother paid the insurance where my father used to, because he carried the insurance.

Q He paid the insurance because he thought he had a contract of sale, didn't he? A. That's right.

Q What else did he do that was different?

A Well, in the threshing he paid for the threshing and all that.

Q Your father was sick then, was he not?

A Well, yes, but he wasn't sick in bed.

Q And the judgment is still against the farm, is it, this judgment that I discovered? A. As far as I know.

Q As far as I know too. And therefore there was no deal, is that right?

A Well, there was a deal, but that was the only thing was holding off the deal.

Q (Mr. Felton) That held off the settlement?

A That's right.